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AN ACT

RELATING TO MEDICAID; AUTHORIZING THE CREATION OF A MEDICAID
WAIVER PROGRAM TO SUPPORT INDIVIDUALS WITH BRAIN INJURIES;
MAKING AN APPROPRIATION; DECLARING AN EMERGENCY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Public Assistance Act
is enacted to read:

"BRAIN INJURY--WAIVER PROGRAM AUTHORIZED.--Subject to
the availability of state funds and consistent with the
federal Social Security Act, the department shall create a
medicaid waiver program to provide services for persons with
brain injuries, including long-term disability services, with
an emphasis on home- and community-based services."

Section 2. APPROPRIATION.--Two million dollars
(\$2,000,000) is appropriated from the general fund to the
department of health for expenditure in fiscal years 2004 and
2005 for the purpose of establishing and funding a brain
injury medicaid waiver program in cooperation with the human
services department. Any unexpended or unencumbered balance
remaining at the end of fiscal year 2005 shall revert to the
general fund.

Section 3. EMERGENCY.--It is necessary for the public
peace, health and safety that this act take effect
immediately.